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REFERENCE TITLE: payroll deductions; declaration of purpose

State of Arizona  
House of Representatives  
Forty-sixth Legislature  
Second Regular Session  
2004

## **HB 2509**

Introduced by  
Representatives Graf, Pearce, Senators Harper, Martin, Weiers:  
Representatives Allen J, Biggs, Boone, Hart, Hubbs, Jayne, Johnson,  
Konopnicki, Mason, McClure, Nichols, Pierce, Stump, Senators Bee,  
Verschoor, Waring

AN ACT

AMENDING TITLE 38, CHAPTER 4, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 38-612.01; RELATING TO PAYROLL DEDUCTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 38, chapter 4, article 1, Arizona Revised Statutes,  
3 is amended by adding section 38-612.01, to read:

4 38-612.01. Payroll deduction; declaration of purpose; audit

5 A. THE FOLLOWING APPLIES TO ANY NONGOVERNMENTAL PAYEE THAT RECEIVES  
6 MONIES AS A RESULT OF A PAYROLL SALARY DEDUCTION FROM THE SALARY OF AN  
7 OFFICER OR EMPLOYEE OF THIS STATE OR A POLITICAL SUBDIVISION OF THIS STATE,  
8 INCLUDING AN OFFICER OR EMPLOYEE OF A SCHOOL DISTRICT.

9 B. THE PAYEE SHALL ANNUALLY FILE A DECLARATION WITH THE APPROPRIATE  
10 OFFICER WHO ADMINISTERS THE PAYROLL DEDUCTION THAT:

11 1. DESCRIBES THE PURPOSE OF THE PAYROLL DEDUCTION.

12 2. STATES THAT NO PART OF THE MONIES RECEIVED AS A RESULT OF THE  
13 DEDUCTION WILL BE USED FOR THE PURPOSES OF INFLUENCING THE OUTCOME OF AN  
14 ELECTION AS PROVIDED IN TITLE 16.

15 C. THE AUDITOR GENERAL SHALL VERIFY THE DECLARATIONS FILED PURSUANT TO  
16 SUBSECTION B.

17 D. IF THE AUDITOR GENERAL FINDS THAT THE PAYEE HAS FILED A FALSE  
18 DECLARATION, THE PAYEE FORFEITS ANY RIGHT UNDER A STATE OR LOCAL LAW, A LOCAL  
19 ORDINANCE OR ANY AGREEMENT THAT AUTHORIZES AN OFFICER OR EMPLOYEE TO ALLOW  
20 DEDUCTIONS TO BE MADE FROM THE SALARY OF THE OFFICER OR EMPLOYEE TO THE  
21 PAYEE.